

MAR 09 2005

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number: 09/398,665

Confirmation Number: 1372

Filing Date: September 17, 1999

First Named Inventor: Karl L. GINTER, et al.

Group Art Unit: 2132

Examiner: DARROW, Justin T.

Attorney Docket Number: 07451.0005-01000

Attorney Customer Number: 22,852

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 C.F.R. § 1.114: Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, application must request non-entry of such amendment.

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief of Reply Brief previously filed on [Date] \_\_\_\_\_.

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed:

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement

ii. ☒ Submission of Replacement Drawings

iv. ☒ Other Amendment Transmittal (incl. petition for 3-month extension of time)

## 2. Miscellaneous

a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of [number] months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(l) required.)

b. ☐ Other \_\_\_\_\_

## 3. Fees

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-0916. I have enclosed a duplicate copy of this sheet:

i. ☒ \$790.00 RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☒ Petition for extension of time for (3 Months) \$1,020.00, please see Transmittal Letter submitted herewith

iii. ☒ Other \$ 650.00 fee for additional claims, please see Transmittal Letter submitted herewith

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed.

## Signature of Applicant, Attorney, or Agent Required

Name: Andrew B. Schwaab

Reg. No.: 38,611

Signature: *Andy Schwaab*

Date: March 9, 2005

## Certificate of Express Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, in an envelope addressed to: MAIL STOP RCE, Assistant Commissioner for Patents, Washington, D.C. 20231 on March 9, 2005. Express Mail Label No.: EV 606106451 US

Name: Andrew B. Schwaab

Signature: *Andy Schwaab*

Date: March 9, 2005

03/15/2005 RWDNDAF1 00000105 060916 09398665

01 FC:1801 790.00 DA  
02 FC:1201 200.00 DA  
03 FC:1202 450.00 DA

04/01/2005 CCURTIS 00000001 060916 09398665

01 FC:1202 50.00 DA

Rce/2/32/IFW

\$

Appln. No.: 09/398,665  
Transmittal letter for Amdt. and RCE filed Mar. 9, 2005,  
in response to Office Action of Sept. 9, 2004

PATENT  
Customer No. 22,852  
Attorney Docket No. 7451.0005-01  
InterTrust Ref. No.: I7-7.1 (US)

<input type="checkbox"/> First Presentation of Multiple Dep. Claim(s)	+\$360	
	Subtotal	\$650.00
	Reduction by ½ if small entity	N/A
	TOTAL	\$650.00

- ☒ A fee of \$650.00 to cover the cost of the additional claims added by this reply is authorized herebelow.
- ☐ A fee of \$ to cover \_\_\_\_\_ is enclosed.
- ☒ For the extension of time and extra claims fees, please charge the amount of \$ 1,670.00 to our Deposit Account No. 06-0916.

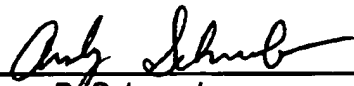
The RCE fee is authorized in the RCE paper filed herewith. Please grant any extensions of time required to enter this response and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: March 9, 2005

By: \_\_\_\_\_

  
Andrew B. Schwaab  
Reg. No. 38,611

Finnegan Henderson Farabow  
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